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Attitioner's Docket No. SPIN-1 CONT

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Michael L. Kazar, Daniel S. Nydick, Richard N. Sanzi, Jr., Fred Gohh, Ronald P. Bianchini, Jr., and Benjamin Speiser

Application No.: 10/736,259

Filed: 12/15/03

For: METHOD AND SYSTEM FOR RESPONDING TO FILE SYSTEM REQUESTS

**CERTIFICATE OF FIRST CLASS MAILING WITH MAIL STOP (CM-MS) (37 C.F.R. § 1.8(a)(i)(1)(A))**

I hereby certify that on February 26, 2009 the following correspondence:

Name of Paper: NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. § 41.31)

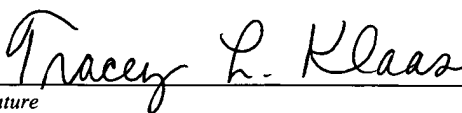
Number of Pages: 2

Fees: Notice of Appeal      Amount: \$540.00      Payment By: Check

is being deposited with the United States Postal Service in an envelope addressed to:

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia, 22313-1450

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Signature

Telephone Number: 412-621-9222

Tracey L. Klaas  
Type or print name of person certifying

03/03/2009 TLW11 00000003 10736259  
01 FC:1401 540.00 OP



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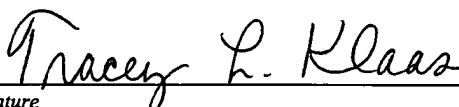
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In re application of: Michael L. Kazar, Daniel S. Nydick, Richard N. Sanzi, Jr., Fred Gohh, Ronald P. Bianchini, Jr., and Benjamin Speiser

Application No.: 10/736,259

Group No.: 2187

Filed: December 15, 2003

Examiner: Brian R. Peugh

For: METHOD AND SYSTEM FOR RESPONDING TO FILE SYSTEM REQUESTS

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed November 26, 2008, for a second time rejecting claims 1-28, 53 and 54.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for the Notice of Appeal is:

Other than a small entity \$540.00

Notice of Appeal fee due \$540.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$540.00

**TOTAL FEE DUE \$540.00**

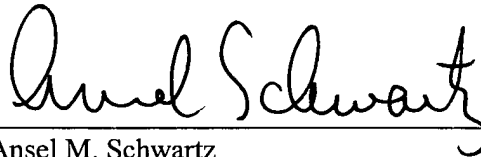
**5. FEE PAYMENT**

Attached is a check in the amount of \$540.00.

A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

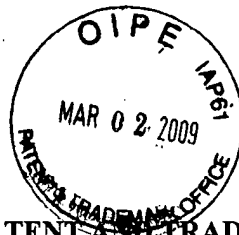
If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 19-0737.

A handwritten signature in cursive script, reading "Ansel Schwartz", written over a horizontal line.

Ansel M. Schwartz  
Registration No. 30,587  
Attorney at Law  
201 N. Craig Street  
Suite 304  
Pittsburgh, PA 15213  
412-621-9222

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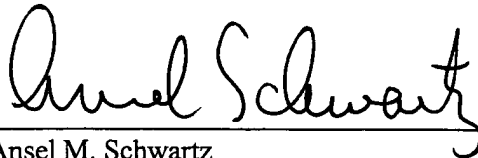
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Ansel M. Schwartz  
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Attorney at Law  
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